

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

ORDER

IT IS HEREBY ORDERED that Defendant's motion to dismiss (Doc. #18) for lack of personal jurisdiction is **DENIED** as moot, in light of the filing by Plaintiff of an amendment to the complaint. This denial is without prejudice to Defendant's right to file a new motion to dismiss for lack of personal jurisdiction, upon his review of the entire record.

Audrey G. Fleissig
AUDREY G. FLEISSIG
UNITED STATES MAGISTRATE JUDGE

Dated on this 9th day of June, 2009.